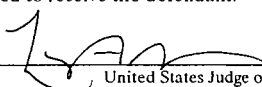



AO 94 (Rev. 8/97) Commitment to Another District

UNITED STATES DISTRICT COURT NORTHERN District of FLORIDA			
UNITED STATES OF AMERICA		COMMITMENT TO ANOTHER DISTRICT	
v. PETER AUSTIN HOLLAND			
DOCKET NUMBER		MAGISTRATE JUDGE CASE NUMBER	
District of Arrest	District of Offense	District of Arrest	District of Offense
	00-6317-CR-Ferguson	5:00M041-LAB	
CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN <input checked="" type="checkbox"/> Indictment <input type="checkbox"/> Information <input type="checkbox"/> Complaint <input type="checkbox"/> Other (specify)			
charging a violation of 8 U.S.C. § 1326(a) and (b) (1) & (2); 1546 (a)			
DISTRICT OF OFFENSE Southern District of Florida			
DESCRIPTION OF CHARGES: Re-Entry after deportation			
CURRENT BOND STATUS: <input type="checkbox"/> Bail Fixed at _____ and conditions were not met <input type="checkbox"/> Government moved for detention and defendant detained after hearing in District of Arrest <input type="checkbox"/> Government moved for detention and defendant detained pending detention hearing in District of Offense <input type="checkbox"/> Other (specify) _____			
Representation: <input type="checkbox"/> Retained Own Counsel <input type="checkbox"/> Federal Defender Organization <input type="checkbox"/> CJA Attorney <input type="checkbox"/> None			
Interpreter Required? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Language: _____			
DISTRICT OF			
TO: THE UNITED STATES MARSHAL You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.			
November 16, 2000 Date		 United States Judge or Magistrate Judge	
RETURN			
This commitment was received and executed as follows:			
DATE COMMITMENT ORDER RECEIVED	PLACE OF COMMITMENT	DATE DEFENDANT COMMITTED	
CERTIFIED A TRUE COPY ROBERT A. MOSENFELDER UNITED STATES MARSHAL		00 NOV 16 PM 3:40 U.S. DISTRICT COURT NORTHERN DIST. FLA. MIAMI CITY, FLA.	
By:  Deputy Clerk		(BY) DEPUTY MARSHAL	

- 4 -

FILED

11

CLOSED

U.S. District Court
Northern District of Florida (Panama City)

CRIMINAL DOCKET FOR CASE #: 00-M -41-ALL

USA v. HOLLAND
Dkt# in other court: None

Filed: 11/16/00

Case Assigned to: Magistrate Judge Larry A Bodiford

PETER AUSTIN HOLLAND (1)
defendant

Pending Counts:

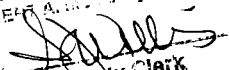
NONE

Terminated Counts:

NONE

Complaints:

NONE

OFFICE OF THE CLERK
ROBERT A. BODIFORD, CLERK
BY: 
Docket Clerk

INTERNAL USE ONLY: Proceedings include all events.
5:00m 41-ALL USA v. HOLLAND

CLOSED

PETER AUSTIN HOLLAND

defendant

=====

USA

plaintiff

U. S. Attorneys:

NONE

INTERNAL USE ONLY: Proceedings include all events.

5:00m 41-ALL USA v. HOLLAND

CLOSED

11/16/00 1 Removal hearing minutes as to PETER AUSTIN HOLLAND Court
Reporter: magistrate tape (sjw) [Entry date 11/21/00]

11/16/00 2 WAIVER of Rule 40 Hearings by PETER AUSTIN HOLLAND (sjw)
[Entry date 11/21/00]

11/16/00 3 CJA 23 Financial Affidavit by PETER AUSTIN HOLLAND (sjw)
[Entry date 11/21/00]

11/16/00 4 ORDER of COMMITMENT TO ANOTHER DISTRICT (Southern District
of Florida, Miami Division 00-6317 cr ferguson) by
Magistrate Judge Larry A. Bodiford as to PETER AUSTIN
HOLLAND Copies sent as noted on document. (sjw)
[Entry date 11/21/00]

11/21/00 -- **Case closed as to PETER AUSTIN HOLLAND (all defendants).
(sjw) [Entry date 11/21/00]

11/21/00 -- FILE location: mailed docket sheet and original documents
to clerk's office, USDC, Miami, Fl. (sjw)
[Entry date 11/21/00]

IN THE UNITED STATES
IN THE CASE OF

☐ MAGISTRATE ☐ DISTRICT ☐ APPEALS COURT or ☐ OTHER PANEL (Specify below)

FOR

LOCATION NUMBER

VS.

AT

PERSON REPRESENTED (Show your full name)

Peter Austin Holland

CHARGE/OFFENSE (describe if applicable and check box →)

Re-Entry After Deportation

☒ Felony
☐ Misdemeanor

- 1 ☒ Defendant—Adult
2 ☐ Defendant—Juvenile
3 ☐ Appellant
4 ☐ Probation Violator
5 ☐ Parole Violator
6 ☐ Habeas Petitioner
7 ☐ 2255 Petitioner
8 ☐ Material Witness
9 ☐ Other (Specify) _____

DCCKET NUMBERS

Magistrate

District Court

Court of Appeals

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOY-
MENT

Are you now employed? ☐ Yes ☒ No ☐ Am Self Employed

Name and address of employer: _____

IF YES, how much do you earn per month? \$ _____ IF NO, give month and year of last employment _____
How much did you earn per month \$ _____

If married is your Spouse employed? ☐ Yes ☒ No

IF YES, how much does your Spouse earn per month \$ _____ If a minor under age 21, what is your Parents or Guardian's approximate monthly income \$ _____

ASSETS

OTHER
INCOME

Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? ☒ Yes ☐ No

IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY THE SOURCES
RECEIVED \$10,200 *Wife - Florida Lottery payment monthly
Total winnings 28 million split
5 family members

CASH

Have you any cash on hand or money in savings or checking account ☐ Yes ☒ No IF YES, state total amount \$ _____

PROP-
ERTY

Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ☒ Yes ☐ No

IF YES, GIVE VALUE AND DESCRIBE IT
VALUE 5 bedroom home, standard lot #450,000
DESCRIPTION purchased 4/99. Monthly payments \$3,000.

OBLIGATIONS
& DEBTS

DEPENDENTS

MARITAL STATUS

☐ SINGLE

☒ MARRIED

☐ WIDOWED

☐ SEPARATED OR DIVORCED

Total
No of
Dependents
1

List persons you actually support and your relationship to them

Marva Holland

DEBTS &
MONTHLY
BILLS

(LIST ALL CREDITORS
INCLUDING BANKS
LOAN COMPANIES
CHARGE ACCOUNTS
ETC.)

APARTMENT
OR HOME

Creditors

Total Debt

Monthly Pay

House payment \$ 3,000
Utilities \$ 400
Groceries \$ 400
Insurance \$ 120

I certify the above to be correct.

SIGNATURE OF DEFENDANT
(OR PERSON REPRESENTED)

X Peter Austin Holland

00 NOV 16 PM 3:40
11/16/00

WARNING: A FALSE OR DISHONEST ANSWER TO A QUESTION IN THIS AFFIDAVIT MAY BE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH.

FILED

* Note: Defendant is presently divorcing and wife is only source of income.

United States District Court

NORTHERN

DISTRICT OF

FLORIDA

UNITED STATES OF AMERICA

v.

WAIVER OF RULE 40 HEARINGS (Excluding Probation Cases)

PETER AUSTIN HOLLAND

CASE NUMBER: 5:00M041-LAB

I, Peter Austin Holland, understand that in the
Southern District of Florida, charges are
 pending alleging violation of 8 U.S.C. §§ 1328(a) and (b) (1) & (2); 1546 (a) and that I have been
 arrested in this District and taken before a United States Magistrate Judge who informed me of the charge and of my
 right to:

(1) retain counsel or request the assignment of counsel if I am unable to retain counsel, (2) request transfer of the
 proceedings to this district pursuant to Rule 20, Fed. R. Crim. P., in order to plead guilty, (3) an identity hearing to
 determine if I am the person named in the charge, and (4) a preliminary examination (unless an indictment has been
 returned or an information filed) to determine whether there is probable cause to believe an offense has been committed
 by me, the hearing to be held either in this district or the district of prosecution.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- () identity hearing
 () preliminary examination
 (X) identity hearing and have been informed I have no right to a preliminary examination
 () identity hearing but request a preliminary examination be held in the prosecuting district

and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the
 charge is pending against me.

Peter Holland
 Defendant

November 16, 2000

Date

Waived 11 NOV 16 PM 3:40
 Defense Counsel

FILED

Case No. 5:00M041-LABDate: November 16, 2000DOCKET ENTRY: INITIAL APPEARANCE ON **INDICTMENT**

PRESENT: Honorable Larry A. Bodiford, United States Magistrate Judge
Susan A. Mayo, Deputy Clerk
Tape No. 00-, Reporter
Greg Miller, Asst. U. S. Attorney
None present, Defense Attorney (Retained/Appt'd)
Peter Austin Holland, Defendant
 Custody; Bond; XX O/R

PROCEEDINGS:

- ☒ Defendant advised that he is before a United States Magistrate Judge.
 - ☒ Defendant advised of charges against him, penalties and fines.
 - ☒ Defendant advised not to make any statement before consulting an attorney.
 - ☒ Defendant advised of his right to hire counsel or have counsel appointed.
 - ☒ Defendant executed CJA Form 23 (Financial Affidavit) and sworn to its accuracy.
- Defendant appointed the services of the Federal Public Defender (see separate order)

Defendant declined to complete CJA Form 23, and was advised that should he subsequently change his mind, he should file a CJA 23 with Clerk of Court.

Defendant will hire his own Counsel: _____

- ☒ Defendant waived counsel for these proceedings only.

Defendant advised of his right to reasonable bail.

Government moves for a temporary detention hearing.

Detention hearing scheduled for: _____

Bond Set (See separate order of conditions of release.)

- ☒ A waived identity & removal and agrees to be transported to the Southern District of Florida to face charges.

NOV 16 PM 3:40

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION

UNITED STATES OF AMERICA

DOCKET NO: 5:00M041-LAB

vs.

APPEARANCE

DATE: November 16, 2000

PETER AUSTIN HOLLAND

INITIAL APPEARANCE BEFORE UNITED STATES MAGISTRATE

I, LARRY A. BODIFORD, United States Magistrate for the Northern District of Florida, do hereby certify that the Defendant appeared with _____ without _____ an attorney, and that I have this date advised the Defendant of the following rights and taken the following action:

- ☒ 1. Advised that he/she is before a United States Magistrate
- ☒ 2. Advised of the charge or charges
- ☒ 3. Advised that he/she does not have to make any statement; that he/she has a right to consult with an attorney before making any statement; that any statement that he/she makes could be used against him/her
- ☒ 4. Advised of right to hire an attorney, or have an attorney appointed if, after inquiry, Defendant is found to be unable to hire an attorney
- ☒ 5. Defendant executed CJA Form 23
- ☐ 6. Federal public defender appointed after determination defendant unable to hire an attorney
- ☒ 7. Defendant waived an attorney for initial appearance proceedings only
- ☒ 8. Advised that waiver does not prevent representation by an attorney for trial or any other judicial proceedings
- ☐ 9. Defendant signed _____ refused to sign _____ waiver after having waived an attorney
- ☐ 10. Advised Defendant that he/she should obtain and file CJA 23 if Defendant subsequently decides to request appointment of an attorney

00 NOV 16 PM 3:40

FILED

- ____11. Defendant admitted financial ability to employ an attorney
Attorney:_____
- ____12. Defendant admitted_____ Magistrate found_____ Defendant is financially able to employ an attorney
- ____13. Advised of right to preliminary hearing as to probable cause on the charge/charges filed
- ____14. Advised no right to preliminary hearing
- ____15. Advised of right to waive preliminary hearing
- ____16. Advised of right to subpoena witnesses and produce evidence at preliminary hearing
- ____17. Advised of the consequences of waiver of preliminary hearing
- ____18. Advised of the consequences after preliminary hearing
- ____19. Waived preliminary hearing
- ____20. Fix date and time for preliminary hearing

- ____21. Fix date and time for arraignment

- ____22. Defendant ordered discharged
- ____23. Defendant ordered bound over to District Court
- ____24. Advised of right to have reasonable bond set
- ____25. Bail set
(Amount \$_____ Type _____)
- ____26. Defendant released on bail
- ____27. Defendant committed.


LARRY A. BODIFORD
UNITED STATES MAGISTRATE

Judge's Notes:

____Rule 40 to S.D. of Florida____

Nov-13-00 05:32am From-

T-350 P.02/02 F-883

United States District Court
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

V.

WARRANT FOR ARREST

PETER AUSTIN HOLLAND
a/k/a/ "Jimmy Lee Murray"

CASE NUMBER: **00-6317**

CR - FERGUSON

TO: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest PETER AUSTIN HOLLAND MAGISTRATE JUDGE
Name SNOW

and bring him or her forthwith to the nearest magistrate to answer a(n)

☒ Indictment ☐ Information ☐ Complaint ☐ Order of court ☐ Violation Notice ☐ Probation Violation Petition

charging him or her with (brief description of offense)

RE-ENTRY AFTER DEPORTATION

in violation of Title 8 United States Code, Section(s) 1326 (a) and (b)(1) & (2); 1546(a)

Clarence Meddaz

Court Administrator/Clerk of the Court

Name of Issuing Officer

Title of Issuing Officer

Benny Butts

Nov. 2, 2000 - Ft. Lauderdale, FL

Issuing Officer

Date and Location

Bail fixed at \$

BARRY S. SELTZER
by UNITED STATES MAGISTRATE JUDGE

Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above named defendant at _____

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. **00-6317 CR-FERGUSON**

8 U.S.C. §1326(a) and (b) (1) & (2) MAGISTRATE JUDGE
18 U.S.C. §1546(a) SNOW

UNITED STATES OF AMERICA)

Plaintiff,)

v.)

PETER AUSTIN HOLLAND,
a/k/a "Jimmy Lee Murray,")

Defendant.)

INDICTMENT

The Grand Jury charges that:

COUNT I

On or about January 12, 2000, at Broward County, in the
Southern District of Florida the defendant,

PETER AUSTIN HOLLAND,
a/k/a "Jimmy Lee Murray,"

an alien, having been deported on or about August 13, 1998 and
subsequent to a conviction for the commission of an aggravated
felony was found in the United States knowingly and without the
Attorney General having expressly consented to such alien's
reapplying for admission into the United States, in violation of
Title 18, United States Code, Section 1326(a) and (b) (1) & (2).

FILED
NOV 15 2000
U.S. DIST. CT.
S.D. OF FLA.-FTL
BY: [Signature]

[Handwritten signature]

COUNT II

On or about November 20, 1998, at Miami-Dade County in the Southern District of Florida the defendant,

PETER AUSTIN HOLLAND
a/k/a "Jimmy Lee Murray,"

did knowingly utter, use, attempt to use, and possess, a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, that is, a U.S. passport which the defendant knew to be procured by means of a false claim or statement or otherwise procured by fraud or unlawfully obtained, in that the defendant in applying for said passport in 1995, fraudulently claimed to be "Jimmy Lee Murray," a United States Citizen, when in truth and in fact, the defendant well knew his identity to be PETER AUSTIN HOLLAND, a Jamaican citizen and used said passport to illegally enter the United States at Miami International Airport, in violation of Title 18, United States Code, Section 1546(a).

A TRUE BILL

Leonard Pitt
FOREPERSON

Guy A. Lewis
GUY A. LEWIS
UNITED STATES ATTORNEY

Scott H. Bernke
SCOTT H. BERNKE
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*

PETER AUSTIN HOLLAND

Superseding Case Information:

Court Division: (Select One)

 Miami Key West
 X FTL WPB ETP

New Defendant(s) Yes No
Number of New Defendants
Total number of counts

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the indictment/information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) No
List language and/or dialect

4. This case will take 3 days for the parties to try.

5. Please check appropriate category and type of offense listed below:
(Check all that apply) (Check only one)

I	0 to 5 days	<u> </u> X <u> </u>	Petty	<u> </u>
II	6 to 10 days	<u> </u>	Minor	<u> </u>
III	11 to 20 days	<u> </u>	Misdem.	<u> </u>
IV	21 to 60 days	<u> </u>	Felony	<u> </u> X <u> </u>
V	61 days and over	<u> </u>		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:
Judge: _____ Case No. _____
(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes:
Magistrate Case No. _____
Related / Miscellaneous numbers: _____
Defendant(s) in federal custody as of _____
Defendant(s) in state custody as of 01-13-00
Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999?
 Yes X No If yes, was it pending in the Central Region? Yes No

8. Did this case originate in the Narcotics Section, Miami? Yes X No

 [Signature]
ASSISTANT UNITED STATES ATTORNEY
Attorney No. A5500005

*Penalty Sheet(s) attached

REV.5/27/00

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: PETER AUSTIN HOLLAND No.: _____

Count #: 1

Reentry of deported felon in violation of 8 U.S.C. 1326(a) & (b)(2)

*Max Penalty: A term of imprisonment of not more than 20 years' or a fine up to \$250,000, or both

Count #: 2

Fraud and misuses of visas, permits, and other documents in violation of 18 U.S.C. 1546(a)

Max Penalty: A term of imprisonment of not more than 10 years' or a fine of up to \$250,000, or both

Count #: 3

*Max Penalty:

Count #: 4

*Max Penalty:

Count #: 5

*Max Penalty:

Count #: 6

*Max Penalty:

*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms or forfeitures that may be applicable

REV 12/15/94